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THE ANDHRA PRADESH GAZETTE

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AMARAVATI, THURSDAY, JANUARY 25, 2024

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PART II - MISCELLANEOUS NOTIFICATIONS OF INTEREST TO THE PUBLIC

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NOTIFICATIONS BY HEADS OF DEPARTMENTS Etc.,

COLLECTOR & DISTRICT MAGISTRATE, GUNTUR.

Rc.No. 430/2016/C4

Dated:28-12-2023.

CASTE STATUS VERIFICATION - GUNTUR DISTRICT - TENALI TOWN & MANDAL - ENQUIRY AND VERIFICATION OF CASTE STATUS OF SRI JANAMALA NAGESWARA RAO @ PRABHUDAS AND HIS FAMILY MEMBERS DLSC RECOMMENDATIONS SUBMITTED TO THE DISTRICT COLLECTOR- CONSIDERED.

Ref: 1. Complaint filed by Sri R.Malleswara Rao S/o.Nagaiah (Late) r/o. D.No. 10-93- 12, Amaravathi Plots, Chenchupet, Tenali.

2. Findings of the District Level Scrutiny Committee dt. 13.10.2023.

3. Written Contentions dt.04.11.2023 filed by Sri R.Malleswara Rao S/o.Nagaiah (Late) r/o.D.No. 10-93-12, Amaravathi Plots, Chenchupet, Tenali.

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ORDER:-

Sri R. Malleswara Rao, the Complainant filed a representation stating that Sri Janamala Prabhudas professing Christianity and also running a church at Pedaravuru village, but he and his family members claiming as belonging to Scheduled Caste, said Janamala Prabhudas creating noise pollution, therefore he made a complaint on this, but the said Prabhudas and his family members filed SC,ST (POA) Act case against him, he stated that previously he had filed representations dt.06.09.2016 and 05.05.2017 in this regard to the District Collector, Guntur, enquiry was also conducted but the outcome not known to him in this regard, he claimed that the persons professing Christianity come under BC category, he enclosed an endorsement dt.18.12.2019 issued by the Under Secretary to Government of India, Ministry of Social Justice and Empowerment, wherein it is clarified that as per para 3 of the constitution (SCs) order 1950 amended from time to time, no person who professing a religion different from the Hindu religion shall be deemed to be a member of Scheduled Caste. This also available on the public domain on the official website of the Ministry of Social Justice and Empowerment on the link. A copy of the Notification published in government of India Gazette No.27, dt. Aug 11, 1950 enclosed to the said endorsement dt.18.12.2019.

The Complainant filed a Writ Petition No.25705 of 2017 before the High Court seeking direction to the District Collector (2nd respondent) on his complaint petition dt.06.09.2016 and another petition dt.05.05.2017 seeking direction to take action against Janamala Prabhudas Rule 9 of AP SCs,STs and BCs (Issue of Community, Nativity, Date of Birth Certificates) Rules 1997.

The Revenue Divisional Officer, Tenali was directed to conduct enquiry and submit report on the complaint petition filed by Sri R. Malleswararao and also the contents raised in the writ petition WP.No.25705 of 2017.

The RDO, Tenali submitted his enquiry report dt.25.03.2018 concluding that Janamala Prabhudas alias Nageswara Rao S/o Malakondaiah who was born in Scheduled Caste family later changed his name as Prabhudas and professing Christianity and conducting Christian prayers for the last 22 years.

In this regard, the then Joint Collector, Guntur enquired the petitioner and the respondent on 21.05.2018 and communicated the minutes of the enquiry proceedings wherein it is stated that Sri Janamala Prabhudas is admittedly professing Christianity and the persons professing Christianity fall under BC category. Hence the Tahsildar, Tenali is directed to issue caste certificate accordingly to Mr.Janamala Prabhudas after disposal of the writ petition

WP.No.25705 of 2017; the then Joint Collector also directed the RDO, Tenali and the Tahsildar, Tenali to file counter in the said writ petition before the Hon'ble High Court.

Further a detailed report was called for from the Sub Collector, Tenali and the Tahsildar, Tenali on the above minutes communicated by the then Joint Collector in the matter. But no report has been received.

The Complainant is filing RTI applications frequently and pressing for disposal of the matter early.

Meanwhile Sri R.Malleswara Rao S/o.Nagaiah further alleged that

1. Sri J. Prabhudas
2. Smt Prasanna Kumari (wife)
3. Sri J. Kalyana Chakravarthi (eldest son)
4. Smt Jhansi Rani (Daughter-in-law)
5. Sri J. Anand Chakravarthi (younger son)

and

6. J. Chaitanya (Daughter)

are ardent followers of Christian faith and contacting religious activities at their house as well running a church at Pedaravuru village, Tenali Mandal by encroaching Government Land.

The Complainant further alleged that not coping with a positive mind the said Prabhudas and his family members took shelter in SC, ST Act and filed nearly 15 frivolous cases in Tenali III Town Police Station besides petitioning AP SC Commission, most of the cases are proved to be false and were set aside. The original caste status of any SC, ST community shall lose their caste status when they profess other religion other than Hindu religion as per presidential order No.27 of 1950. The family of Prabhudas is lost their SC caste status since they are practicing Christian faith.

The Complainant further alleged that J. Prabhudas and his family members are following Christian faith and religion and even though it is in the best knowledge of revenue officials a SC Caste certificate was issued to the family members of J. Prabhudas openly against the laws of land and defying president Order.

The Complainant therefore requested to cause enquiry into the caste status of Sri Janamala Prabhudas and also all his family members and take suitable action for cancellation of the Scheduled caste certificates obtained by Sri Janamala Prabhudas and his family members.

The Complainant filed another representation stating as follows:

- I. The laws are floated by issuing SC caste certificate to the persons who are practicing other religion and enjoying all the benefits by claiming as SC by misusing the provisions of SC, ST (POA) Act as the local revenue officials issued SC caste certificates to non-Hindu persons.
- II. The crux of his complaint is that issuing of SC caste certificate to J. Prabhudas, his neighbor and also his family members has become a social weapon in their hands to harass him and his family members by failing false SC,ST cases.
- III. The enquiry conducted by the Tahsildar, Tenali is wholly biased and one sided and it is not discrete enquiry.
- IV. He requested to consider the presidencial Order 1950.
- V. Sri J. Prabhudas established a Christian religious assembly at his home and conducting religious activities.

The State Information Commissioner passed order dt.17.04.2023 requested the Collector, Guntur to finalize the Social Status of Mr. Janamala Prabhudas and his family members.

The Collector & District Magistrate referred the matter to the DLSC on 11.08.2023.

The Joint Collector & Chairman, District Level instructed to issue Notice to the individuals to attend before the DLSC on 30.08.2023 at 04.00 P.M.

The respondents attended for enquiry and filed their contentions as follows:

- The fore fathers of Sri Janamala Nageswara Rao @ Prabhudas hail from Pedaravuru Village of Tenali Mandal and there are several families with the surname “**Janamala**” who are blood relatives to the respondents are now residing at Pedaravuru Village and all of them belong to Hindu-Mala (SC) from the time of their ancestors.
- Sri Janamala Nageswara Rao @ Prabhudas stated that he studied upto SSC at Taluka High School, Tenali (Up to the year 1977) thereafter he joined in Government ITI at Chinaravuru.
- The caste of Sri Janamala Nageswara Rao @ Prabhudas is recorded as Hindu – Mala (SC) in his school/college record of the T.C.
- Sri Janamala Nageswara Rao @ Prabhudas married Prasanna Kumari belonging to Hindu-Mala (SC) caste who was a resident of Ananthavaram Village of Kolluru Mandal in the year 1981.
- Sri Janamala Nageswara Rao @ Prabhudas and Smt Prasanna Kumari had three children.

Sri Janamala Kalyana Chakravarthi (Son)

Sri Janamala Anand Charkravarthi (Son)

And

SmtJanamala Chaitanya (Daughter)

- Sri Janamala Kalyana Chakravarthi stated that he studied upto M.B.A (PG Degree), his caste is recorded as Hindu – Mala (SC) in his school/college records and he does not follow any particular religion and consider all the religions equally and he obtained Hindu-Mala (SC) caste certificate from the Tahsildar, Tenali.
- Sri Janamala Anand Chakravarthi stated that he studied upto M.C.A (PG Degree), his caste is recorded as Hindu-Mala (SC) in his school/college records and he does not follow any religion and consider all the religions equally and he obtained Hindu-Mala (SC) caste certificate from the Tahsildar, Tenali. Moreover he is following the ideology of Dr.B.R.Ambetkar.
- Smt Janamala Chaitanya (Daughter) stated that she studied M.Sc Nursing and also did M.B.A (Hospital Administration) course and her caste is recorded as Hindu-Mala (SC) in her school/college records and she has obtained Hindu-Mala (SC) caste certificate from the Tahsildar, Tenali.
- Smt. Rentapalla Jhansi Rani W/o Sri Janamala Kalyana Charkravarthi stated that she studied upto M.Sc and her caste is recorded as Hindu-Mala (SC) in her school/college records and she has also obtained Hindu-Mala (SC) certificate from the Tahsildar, Tenali and she does not follow any particular religion and consider all the religions equally.
- Sri Janamala Nageswara Rao @ Prabhudas admitted that he is following Christian religion and conducting Christian prayers at his residence at chenchupeta of Tenali and also attend Christian prayers at Pedaravuru Church and also attend Christian prayers in the states of Andhra and Telangana in the capacity of Co-Ordinator on behalf of a Christian Organization called INA DIOCESE and he is also called as a Bishop. So, he admitted to be a Christian, where as his three children and daughter-in-law claimed that they are not following any particular religion and treat all the religions equally.

The complainant (or) petitioner has not attended for enquiry on 30.08.2023, therefore notice issued to the complainant to attend before the DLSC on 11.09.2023 at 4.30 P.M and adduce his evidence in support of his contentions.

The complainant attended for enquiry on 11.09.2023 and filed his contentions as follows:

- Sri Janamala Prabhudas and his family members are practicing Christian religion and faith that he put religion symbols and photos in front of the room gate on 2nd floor of his building and also constructed an open water tank on top of building of Sri J.Kalyan Chakravarthy S/o Prabhudas to initiate baptism for the followers.
- The Hon'ble Kerala High Court pronounced a Judgement in case of Mr. Raja where he filed fabricated S.C Caste certificate though he and his fore fathers following Christianity, thus his election was declared void. He enclosed a copy of Hindu News paper dt.21.03.2023 in which the news item was published.

- As per contents of the News item the Kerala High Court declared the election of Sri A. Raja, LDF candidate from the reserved Devikulam Assembly Constituency in Idukky District. The petitioner before the Kerala High Court pleaded that Sri A. Raja does not belong to Schedule Caste and he is a Christian by religion. He was baptized in a CSI Church and got married in accordance with the Christian religious customs and rites. His father and mother were also converted to Christianity as per the baptism register maintained in the church and Raja's mother who died in the year 2016 was buried at the CSI church as per Christian rites. The High Court after examining the family members, baptism status and marriage customs and burial system found that Sri A. Raja is actually professing Christianity at the time of submission of nomination and he had converted to Christianity long before his filing of nomination. Therefore he could not claim to be a member of the Hindu religion. The Court also observed that the elected member on the strength of SC caste certificate is not a member of Hindu parayana community within the state of Kerala and hence not qualified to contest from an SC reserved constituency.
- The complainant further claimed that he filed **all the evidences in support of his contention that the Sri Janamala Prabhudas and all his family members are following Christianity. He filed the following documents in support of his claim.**
 1. Photo showing the J.Prabhudas and his son Kalyana Chakravarthi taken at Indian National University (Indian National Apostolic Diocese) at the time of Convocation.
 2. Photos showing the J.Prabhudas and his son Kalyana Chakravarthi and Ananda Chakravarthi taken at Indian National University (Indian National Apostolic Diocese) at the time of Convocation.
 3. Photos showing J.Prabhudas giving BAPTISM.
 4. Name board of New Yerushalem Prayer hall at Amaravathi Plots chenchupet, Tenali.
 5. Paper Clipping of Cake cutting on the occasion of Semi Christmas celebrations at vaikuntapuram Colony, Tenali.
 6. Photo showing the invitation card of new jerushalem prayer hall at Chinapalle of pedaravuru Village during “Ujjeeva Suvartha” Meetings.
 7. Name plate showing the Dr.J.Prabhudas on the house named (“New Yerushlem”) along with Cross symbol belonging to kalyana Chakravarthi.
 8. Card printed in comommerartion of 25 years of Indian Independent Pastors 1st Diocese in the name of Dr. J. Prabhudas, regional presiding Bishop and J.Kalyana Chakravarthi admin for AP and Telangana States.
 9. Photo containing J.Anada Chakravarthi during the programme entitled vision 2014 , with slogans “worship God”, “become more like Christ” and “advance the kingdom” along with book and Bible and cross symbol.
 10. Name Board fixed at New Yerushalem Prayer hall (estd.in the year 2000) with registration number 65/2003.

11. Poster published during “**kreesthusuvarthaSabhalu**” held on May 24,25,26 year 2018 at amaravthi plots showing the photos of J. Prabhudas and J. Ananda Chakravarthi.
12. J.Prabhudas at rendering Bible sentence at pedaravuru Church.
13. A. Photo showing J.Prabhudas rendering Christian prayers at Chenchupet church.
B. Photo showing Christian prayer at Pedaravuru church.
14. Prayer made by Janamala Prasanna kumari W/o Prabhudas for recovery of the health of a ailing child.
15. Photo showing Janamala Jhansi Rani sitting at NJP house amaravathi plots 23.01.2022 at the time of Semi Christmas prayers at amaravathi plots.
16. Photo Showing cake cutting and distribution of bags on 23.12.2022 at time Semi christmas celebrations.
17. Pamplet showing the photos J.Prabhudas and conveners J. Anada Chakravarthi and Kalyana Chakravarthi on the occasion of KreesthuSuvarthaSabhalu held at Railway goods shed during the year 2017.
18. Reply containg 6 pages submitted by Janamala Prabhudas alias Nageswara Rao to the SHO, III town police station, Tenali.
19. Pamplet issue on the occasion of Semi Christmas celebrations held at new yerushalem prayer hall Ambedkar Nagar, pedaravuru on 23.12.2018 in which the name of Dr. Anada Chakravarthi janamala mentioned has chief menter to give Christmas message.
20. Photos showing Janamala Kalyana Chakravarthi, Janmala Jhansi Rani delivering Christmas messaging at Christian prayer hall .
21. Photo of J.Kalyana Chakravarthi reading bible message at Christian prayer hall on the occasion of Rakshana Suvartha Maha Sabhalu.
22. Photo of J. Prabhudas and J.Kalyana Chakravarthi reading bible message at Christian prayer hall on the occasion of Rakshana Suvartha Maha Sabhalu.
23. Photos of J.Prabhudas and J.Kalyana Chakravarthi in Christian Prayer.
24. Wall poster displaying were special bible training classes at new yerushalem Prayer hall amaravathi plots chenchupet issued in the name Dr.J. Prabhudas.
25. Photo of J.Prasanna Kumari, J.Prabhudas conducting prayer.
26. Name plate displayed at the house of Bishop Dr. J.Prabhudas.
27. Big Cross displayed on the eastern side of the house of J.Prabhudas.
28. Photo of J. Prabhudas and Jhansi Rani holding bible in her hand at semi christmas celebrations at residence of J.prabhudas in month of December 2022.
29. Photos showing distribution of bags at during Christmas celebrations by J.Prabudas.
30. Cake cutting at Christmas celebrations.
31. Photos showing Christmas celebrations at the house of J. Prabhudas.

32. Photo showing cake cutting on the eve of new year celebration at the house of J. Prabhudas
33. Photo showing taking meals by participants in a Christian programme at the house of J. Prabhudas
35. A message issued J. Prabhudas in the capacity of regional Bishop to pastors under INA diocese to get marriage license at the house of J. Prabhudas.
36. Press clipping relating to distribution of clothes to church pastors and the occasion of January festival at yerushalem prayer hall.

The Complainant has been strongly pleading that as per presidential order 1950 no person who professing a religion different from the Hindu religion shall be deemed to be a member of Scheduled Caste. This also available on the public domain on the official website of the Ministry of Social Justice and Empowerment on the link of <http://socialjustice.nic.in> and he enclosed a copy of the Notification published in government of India Gazette No.27, dt. Aug 11, 1950 and endorsement dt.18.12.2019 issued by the Under Secretary to Government of India, Ministry of Social Justice and Empowerment.

The Complainant also filed a representation to the Hon'ble President of India, Rashtrapathi Bhawan, New Delhi alleging that he lost confidence in the working culture of A.P State Government Officials who remained new spectators while the presidential Order 1950 is being patently violated by the vested interest who are enjoying the SC, ST caste status and deriving the benefits and enjoying the advantages prescribed to them under law even while they are practising Christian religion. The representation was forwarded to the District Collector, Guntur for taking necessary action.

- In the said representation filed to the Hon'ble President of India he reiterated his allegation that Sri J. Prabhudas and his family members belong to Scheduled caste by birth but later they converted to Christianity and devoted their entire time in conducting church activities and other Christian religious rites like baptizing, conducting marriage ceremonies, birthday functions and other activities associated to Christian religion and unofficially running a church in their house and causing unbearable noise pollution in a residential zone. The petitioner alleged that even though A.P. Pollution control board officials concluded that there is sound pollution created by J. Prabhudas and his family members who are neighbouring residents to the petitioner not taken any action to check the sound pollution and there is no help from the police officials in the matter.
- The petitioner stated that irked by his complaint petitions regarding sound pollution, Sri J. Prabhudas and his family members developed grudge against him and his wife and filed false and frivolous complaint petitions under SC,ST (POA) Act.
- The petitioner alleged that despite the fact that the family members of Sri J. Prabhudas are professing Christian religion, the revenue officials still issuing Scheduled caste certificates to the family members of Sri J. Prabhudas.
- He enclosed a copy of Endorsement bearing RC.No.942/2019/A,dt.09.09.2019 issued by the Sub Collector, Tenali, wherein it is stated that Sri Janamala Prabhudas is practising

Christian faith, preaching Christian religion and running two (2) churches, one under the name and style of Yurusalam Prayer House at D.No.18-93-6/1, Amaravathi Plots, Chenchupeta, Tenali Town and another church at Pedaravuru village of Tenali Mandal.

- The complainant furnished photo evidences showing that J.Prabhudas conducting Bible training classes, Christmas celebrations and Christian religious activities. He produced a photograph of J. Kalyana Chakravathi and his wife attending to Bible prayers.
- He enclosed a copy of the report bearing RC.No.632/2017-A1, dt.16.03.2018 submitted by then Tahsildar, Tenali wherein it is reported that the original name of Sri Janamala Prabhudas is Janamala Nageswara Rao, his father's name is Malakondaiah, he was a native of Pedaravuru Village of Tenali Mandal and he belongs to Hindu Mal (SC) later he converted to Christian religion and changed his name as Janamala Prabhudas alias Janamala Nageswara Rao and started conducting Christian prayers and also running churches on behalf of INA diaspora Organisation. He is also giving baptism and performing marriages for Christians for the last 25 years. The Tahsildar confirmed that Sri Janamala Prabhudas is professing Christianity.
- The petitioner finally requested to consider all his contentions and the evidences filed by him and ensure to uphold the rule of law.

After going through the above documents, it is noticed that the complainant filed photos showing that the family members of Janamala Nageswara Rao @ Prabhudas are taking part in Christian prayers and Christian religious activities. But Janamala Kalyana Chakravathi, his son Janamala Anada Chakravathi, his another son, Janamala Chaitanya, his daughter, Jhansi Rani, his daughter-in-law have stated that they treat all the religions equally. Sri Janamala Anada Chakravathi stated that he is following the ideology of Dr. Br. Ambedkar, but not filed any supporting documents to this claim. On the other hand, they have not stated that they are following Hindu religion but they claimed that they belong to scheduled caste, their caste is also entered as SC in their school and college records and they have also obtained Mala SC Certificate from the Tahsildar, Tenali.

The DLSC is therefore of the opinion that Sri Janamala Nageswara Rao @ Prabhudas and his Wife Janamala Prasanna are professing Christianity as per their own statements. Therefore, they are not entitled to get scheduled caste status and the SC caste certificates if any obtained by them need to be cancelled.

The DLSC opined that further enquiry along with details of matrimonial ceremonies performed during their marriages, etc., of other family members of Sri Janamala Nageswara Rao @ Prabhudas need to be taken up separately for these three individuals.

Agreeing with the recommendations of the District Level Scrutiny Committee a Notice dt.25.10.2023 was issued by the Collector, Guntur to Sri Janamala Nageswara Rao @ Prabhudas and his wife Smt Janamala Prasanna, the respondents and to Sri R. Malleswara Rao, the complainant to file any objections on the opinion of the DLSC., within 15 days of the receipt of the notice.

Consequently, Sri R. Malleswara Rao, the complainant appeared before the District Collector on 04.11.2023 and filed his written contentions along with some photos pleading that

undoubtedly Sri Janamala Prabhudas and his family members are ardent followers of Christian religious faith and they are not legally entitled to S.C Mala community members status and not to file S.C Act cases and they should be treated as B.C caste. Sri Janamala Nageswara Rao @ Prabhudas, the respondent on behalf of the both respondents appeared before the District Collector on 04.11.2023 stated that he and his wife are following Christianity and hence requested to pass any appropriate orders. The DLSC also stated that Sri Janamala Nageswara Rao @ Prabhudas and his wife Smt Janamala Prasanna, are following Christianity.

In view of the above, I, M.Venu Gopal Reddy, I.A.S., Collector & District Magistrate, Guntur in exercise of the powers conferred by the Government U/s.5(1) of the A.P.(SC, ST & BCs) Regulation of Issue of Community Certificates Act, 16 of 1993 read with Rule 9(7) of AP (SC, ST & BC) issue of Community, Nativity and Date of Birth Certificate Rules 1997, communicated in G.O.Ms.No.58, Social Welfare Department dt.12.5.1997, hereby cancel the "HINDU MALA (SC)" caste certificates issued to Sri Janamala Nageswara Rao @ Prabhudas and his wife Smt Janamala Prasanna if any.

The DLSC is directed to conduct further detailed enquiry with regard to the caste status of other family members of Sri Janamala Nageswara Rao @ Prabhudas.

A notification to this effect shall be published in the A.P.State Gazette.

An appeal against this order lies to the Government within 30 days from the date of publication of this order in the AP State Gazette.

M. VENU GOPAL REDDY,
Collector & District Magistrate,
Guntur.

To,

Sri Janamala Nageswara Rao @ Prabhu Das, S/o Malakondaiah, 10-93-6/1, Amaravathi Plots, Chenchu Peta, Tenali.

Smt Janamala Prasanna Kumari, W/o Sri Janamala Nageswara Rao @ Prabhu Das. 10-93-6/1, Amaravathi Plots, Chenchu Peta, Tenali.

Sri R.Malleswara Rao, S/o Nagaiah (Late), D.No.10-93-12, Amaravathi Plots, Chenchupet, Tenali.

NOTIFICATION

In view of the recommendations of the District Level Scrutiny Committee and in exercise of powers conferred under section 5 (1) of the A.P. (SC, ST & BCs) Regulation of Issue of community certificates Act 16 of 1993 r/w Sub-Rule (7) of Rule 9 of A.P. (SC, ST & BCs) issue of Community, Nativity and Date of Birth Certificate Rules, 1997 communicated vide G.O.Ms.No.58, Social Welfare (J) Department, Dt: 12-5-1997, I, M.Venu Gopal Reddy, I.A.S., Collector and District Magistrate, Guntur do hereby cancelled the "HINDU MALA (SC)" caste certificates issued to Sri Janamala Nageswara Rao @ Prabhudas and his wife Smt Janamala Prasanna if any.

The DLSC is directed to conduct further detailed enquiry with regard to the caste status of other family members of Sri Janamala Nageswara Rao @ Prabhudas.

M. VENU GOPAL REDDY,
Collector & District Magistrate,
Guntur.

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